

### EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Michael Kelly on 07/13/2009.

The application has been amended as follows:

In claim 66 (now renumbered claim 35), amend line 12 to read "wherein the infrared filter ~~can move~~ moves to the first position to prevent the image sensor from"

In claim 66 (now renumbered claim 35), amend line 14 to read "than a first threshold value corresponding to bright light conditions, and ~~can move~~ moves to the second position to not prevent the image sensor"

In claim 66 (now renumbered claim 35), amend line 16 to read "threshold value corresponding to low light conditions, that is twice the first threshold value."

Any inquiry concerning this communication or earlier communications from the examiner should be directed to NICHOLAS G. GILES whose telephone number is (571)272-2824. The examiner can normally be reached on Monday through Friday from 7:30am to 4:00pm EST.

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If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Jason Chan can be reached on (571) 272-3022. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Lin Ye/  
Supervisory Patent Examiner, Art Unit 2622

/Nicholas G Giles/  
Examiner, Art Unit 2622